REV (1950) Department.

Confdl

RA SERIES

G.O. No. 702

Dated 22-10-1950.

[Despatch Abstract.]

Fauna Levant. (Bellary) Rr. A.V

Yathmam - Dy Tahsildar - suspension of Probation in the Category of Amildars. Tamarata orders

~~to file~~

appeal

Passed.

Confidential:

Revenue Department
Subject.

Ratnam (Sri) A.V. - (Bellary) - Deputy Tahsildar - suspension of probation in the category of Tahsildars - Appeal petition against the orders of the Board - Submitted.

Station: MADRAS. Ref.D.9795/49-2(c) dated 1.12.49.

From

Sri C.V. Narasimhan, I.C.S.,
Secretary, Board of Revenue.

Sri S. Ranganathan, I.C.S., Commissioner of Land Revenue.
Sri V.N.X. Kudva, I.C.S., Commissioner of Commercial Taxes.

Read: From Sri A.V. Ratnam, petition dated 26.10.49.
From the Collector of Bellary, C.No. 14393/49-A4 dated 1-11-49.

Read: 1. Petition dated 26.10.49 from Sri A.V. Ratnam.
2. B.P.Rt.No. 5399 (confl.) d/ 27.9.49.

I enclose the appeal petition of Sri A.V. Ratnam to the Government against Board's orders cited above. The appellant has enclosed copies of the orders of the Collector and the Board appealed against.

I also enclose my office D.Dis. 11089/49 (Confl.) My Office D.Dis.No. 8554/49 (Confl.) was submitted to the Board in connection with the appeal petition of Sri P. Dhananjaya Rao Naidu.

I have no remarks to offer.

REFERENCE:

Submitted to the Government.

2. The B.P. Rt. 5399/49 (c) dated 27.9.49 which is sought to be revised is enclosed. The Board has no further remarks to offer on the petition.

For Secretary.

To the Secretary to Government, Revenue Dept. with petition in original and encls.

Enc. B.P.Rt. 5399 (c) dated 27.9.49.
Collector's D.Dis. No. 11089/49(c) dated 4.10.49.

(True copy)

kd. 26.6.

To

The Secretary to Govt,
Fort.St. George,
Madras.

Through the Collector,
Bellary.

Sir,

Sub: Public Services - M.R.S.P. - Venkata Ratnam B.A., Sub Magisterate - Bellary - Suspension of Probation - Under Rule 9.A- in the category of Tahsildars - Orders - Cancellation - requested - direction to post as Tahr. - prayed for.

Ref: Bellary Collr's D.Dis, 0364/49, A.4. confdl. 22.7.49.
B.P. Routine No. 2399/ Confdl. Dated 27.9.49.
G.O.No. 1981/47, Rev. dated 21.8.47.

I beg to bring the following few lines for the kind consideration of the Govt. and early favourable orders.

3). I as recruited as a P.R.I. in 1928 and I am a permanent Sub.Magste Bellary of over 14 years standing.
4). The Govt. have been pleased to include me in the Tahr's list in G.O.No. 1981/47 Dated 21.8.47. Even before my name was included in the Tahsildar's list, the Collector of Bellary was pleased to appoint me as Tahsildar, temporarily on two occassions. The service put in by me as Temporary Tahr, is furnished below.
D.C.T.O. Bellary From 15.3.44 to 16.5.44.
Tahr. Sirugupa. 1.8.46 to 19.10.46.
After my name was included in the Tahsildar 's list, the Collector of Bellary was pleased to appoint me as Tahsildar, on probation on 16.9.48. Unfortunately to for want of a vacancy I was reverted on 27.10.48.

In the month of July 1949, a vacancy of a Tahr. arose. As a matter of course, I ought to have been appointed as Tahr, in the said vacancy. But unfortunately to my surprise, I received an order, from the Collector of Bellary suspending my Probation under Rule 9-A, in the category of Tahsildars. A copy of the Collector's order is enclosed. On the above order, I submitted as appeal petn. the Board of Revenue, for consideration, but my petition was rejected in Board's P.No. 5399/confdl. dated 27.9.49. In this connection I beg to bring to the notice of the Govt. that no draft charges have been communicated me, so far, though it is more than three months, since the Collector passed the said orders I am unnecessarily kept under the dark, and put to un-necessary worry, and loss of service. As Tahsildar my juniors have been allowed to continue, detrimental to my interests. The Collector of Bellary considers in his orders cited above, that I am not suitable for the appointment as a Tahsildar, on the plea, that false and not founded allegations are said to be pending enquiry, in the court of the Chair man of the Tribunal. It is not known how long the court of the chairman of the Tribunal, will take time to enquire into the alleged charges, pending against me and dispose of the case. It is for the consideration of the Govt. whether it is equitable to allow an innocent man to suffer, for an indefinite period, for no fault of his.
8). In the circumstances I crave the "MERCY" of the Govt. to consider the grievances of a poor subordinate and direct the Collector of Bellary to post me as Tahsildar immediately.
9). I pray early orders may be passed on my petition.

A. Venkata Ratnam, B.A.,
Permanent Sub Magste.
Bellary 26.10.49.

(True copy)

kd. 26.10.

Confidential:

Proceedings of the Board of Revenue, Madras.

--

Sri S. Ranganathan, I.C.S.,
Commissioner of Land Revenue.
Sri V.R.S. Satthianathan, I.C.S.,
Commissioner of Commercial Taxes.

--

B.P. Routine No. 3399 (Confdl.) dated 27.9.1949.

--

Sub: Ratnam, Sri A.V. - (Bellary) - Deputy Tahsildar - Suspension of probation as Tahsildar - Report - Submitted - Appeal petition - Rejected.

Ref: From the Collector of Bellary, Rc.No. 11089/49(c), dated 27.8.49 and 2.9.49.
From Sri A.V. Ratnam, petition dated 22.8.49.

--

RESOLUTION:

The Board sees no reason to interfere on behalf of the petitioner. His petition is rejected.

(True extract)

xx
for Secretary.

To the Collector of Bellary.
The petitioner through the Collector of Bellary.

kd. 26.6.
11/7

D.Dis. C.No. 8364/49.A.4 Confdl. Dated 22.7.49.

Proceedings.

Sub: Public Services-M.R.S.S. - Ratnam A.V. - Permanent Sub Magste Bellary - Suspension of probation - Under rule 9.a. in the category of Tahsildar - Order issued.

As there is an enquiry pending against Sri A.V. Ratnam B.A. acting Sub Magste, Bellary in the court of the chairman of the Tribunal, (Disciplinary proceedings), Madras I do not consider that he is suitable for appointment as Tahsildar, till he is cleared off these serious charges. A vacancy has arisen for the post of a Tahr, and I am therefore appointment a man junion to him. (Sri A.V. Ratnam.)

I therefore suspend Sri. A.V. Ratnam's probation under rule 9.a. of the M.R.S.S. rules.

Sd. E.C. Allaridice.
Collector. 22.7.49.

To

Sri. A.V. Ratnam, B.A.,
S.S.M. Bellary.

(True copy)

kd. 26.6.

Revenue Department

From
Sri C. Rami Reddy, B.E.,
Collector.
Bellary.

To
The Secretary to Government
Revenue Department
Madras.

C.No. A4. 14393/49-D/22.5.50.

Sir,

Sub: P.S. - (Bellary) - Sri A.V. Ratnam, Dy. Tahsildar - Suspension of probation in the category of Tahsildars Appeal - orders - Requested.

Ref: My letter C.No. A414398/49 dated 1.11.49.
2. Government Memo. No. 72047-9/49-3, dated 15.4.50.

I invite your attention to the references cited above and request orders in the matter.

x x x
for Collector.

(True Copy)

Government of Madras.
Revenue Department.

Memorandum No,72047-C/49-1,dated 1.6.1950.

Public Servants - (Bellary) - Sri A.V. Ratnam Deputy Tahsildar - Suspension of probation in the category of Deputy Tahsildars - Appeal.

Ref: From the Collector of Bellary, No.A4/14393/49-D,dated 22.5.1950.

...

The Collector of Bellary is informed that the matter is under the consideration of the Government.

x x x
Assistant Secretary to Govt.

To
The Collector of Bellary.

(True Copy)

To

The Secretary to Government,
Revenue Department,
Fort St. George,
Madras.

Through

The Collector,
Bellary.

Sir,

Sub: Public services - M.R.S.S. - Venkata Ratnam, B.A.(A)- Permanent Sub Magistrate - Bellary - Suspension of probation - in the cadre of Tahsildars - Cancellation of orders of Collector - Early orders - Requested.

Ref: Bellary Collector's D.Dis.8364/49-A.4.Confdl., dated 22.7.1949.
B.P. Routine,2399, dated 27.9.1949.
G.O.No.1981/47, Revenue, dated 21.8.1947.

I beg to bring to the notice of the Hon'ble Govt. that my probation in the Category of Tahsildars has been kept under suspension since 22,7.49, and several of my juniors are acting as Tahsildars in preference to me. As per the Confdl. G.Os on the subject the Probation of a Non-Gazetted officers cannot be kept under suspension without framing of definite charges, and calling for the explanation of the individual concerned. But it is very painful to bring ti to the notice of the Hon'ble Govt that in my case, rules have not been observed, and orders were passed without following the procedure prescribed.

Besides my Probation has been under Suspension since 22.7.49. The Tribunal enquiry was completed on 5.2.49, but till now I have not been favoured with any kind of orders. I solicit the favour of early orders in the matter.

I beg to remain,
Sir,
Your most obedient servant.
A. Venkata Ratnam, B.A.

Gandhinagar,
Bellary 16.5.50

Advance copy submitted to the Govt. to save delay.

(True copy)

kd. 26.6.

To

The Secretary to Government,
Rev. Department.
Fort. St. George,

Through ,

The Collector,
Bellary.

Sir,

Sub: Public Services - M.R.S.S. - Venkata Ratnam, B.A. (A) Permanent Sub Maggte - Bellary - Suspension of Probation - in the care cadre of Tahsildars - Cancellation of orders of Collectors - Early orders - Requested

Ref: Bellary Collr's. D.Dis.8364/49-A.4. Confdl, D.22.7.49
B.P. Routine, 2399/27-9-49.
G.O. No. 1981/47, Rev. Dated 21.8.47.

I beg to bring to the notice of the Hon'ble Govt that my probation in the Category of Tahsildars has been kept under suspension since 22.7.49, and several of my juniors are acting as Tahsildars in preference to me. As per the Confdl, G.Os. on the Subject the Probation of Non-Gazetted officers cannot be kept under suspension without framing of definite charges, and calling for the explanation of the individual concerned. But it is very painful to bring it to the notice of the Hon'ble Govt that in my case, rules have not been observed, and orders were passed without following the procedure prescribed.

Besides my Probation has been under suspension since 22.7.49. The Tribunal enquiry was completed on 6.2.49, but till now I have not been favoured with any kind of orders. I solicit the favour of early orders in the matter.

I beg to remain,
Sir,
Your most obedient servant,
A. venkata Ratnam. B.A.

Gandhinagar.
Bellary 16.6.50

Advance copy submit'ed to the Govt to save delay.

C.No. A.C.1. 14943/49, dated -6-50.

--

Submitted to the Secretary to Government Revenue Department Fort. St. George Madras. Kind attention is invited to the Govt. Memo No. 72047 G/49-1 dated 1-6-1950.

To ~~true~~ the Secretary to Government Revenue Department, Collector.

(True copy)

kd. 26.6.

To

The Secretary to Govt,
Revenue Department,
Fort St. George,
Madras.

Through,

The proper Channel,

Sir,

Sub: Public Services - M.R.S.S. Ratnam. A.V. - Tahsildar Bellary Dt. Probation - Suspended since 22.7.1949 - Cancellation - orders - prayed for.

Ref: Bellary Collector's, D.Dis. 8364/49 A.4, Confdl, 22.7.49
,,,, D.Dis. 3532/49 A.4, Confdl, 29.6.49
B.P. Routine, 2399/Confdl, ,,,, 27.9.49
G.O. No. 1981/Rev- Dated 21.8.47

I beg to submit that my Probation in the Tahsildar's cadre has been kept under suspension since 22.7.1949. It is more than an year. I had appealed against the orders of the Collector, but till now I have not been favoured with any kind of orders although I submitted reminders 26.11.49, 26.12.49, 25.1.50, 23.2.50, 29.3.50, 20.5.50, 5.6.50 and 25.7.50.

I may be permitted to submit that an innocent man cannot be allowed to be made to suffer indefinitely long. My appeal has been pending in the Govt. since a very long time and I once again beseech the Hon'ble Govt. to kindly consider the question of delay, and pass ~~to-enable-me-to-get~~ such orders as the Hon'ble Govt. do deem to fit under the circumstances to enable me to act as Tahsildar, lest my juniors, should complete their probation to the detriment of my bona-fide interests. I am loosing my Probation, emoluments, and Service on account of this.

May I therefore beg of the Hon'ble Govt to kindly pass favourable orders so that I might act as Tahsildar in my place due to me.

I have suffered more than enough and I may be at least permitted to rejoin in duty and begin to act and complete my probation. I solicit the favour of early orders upon my appeal petition.

I beg to remain,
Sir,
Your most obedient servant,
A.V. Ratnam B.A.

Bellary 28.8.50.

Advance copy submitted to the
Secretary to Govt. to save delay.

(True copy)

kd. 26.6.

CONFDL.

GOVERNMENT OF MADRAS

ABSTRACT:

PUBLIC SERVANT - (Bellary) - Sri A.V. Rathnam - Dy. Tahsildar - Suspension of Probation in the category of Tahsildars - Appeal - Orders passed.

Revenue Department

Dated: 22.10.50.

G.O.Rt.No. ~~2715~~ 702 Read the following:-

From Sri A.V. Ratnam, petition dated 26.10.49.
From the Board of Revenue, D. 9795/49-2, (1) dated 1.12. 49.
From Sri A.V. Ratnam, petition dated 16.6.50.
From -- 28.8.50.
G.O.Ms. No. 2715 Rev. dated 10.10.50.

ORDER.

Sri A.V. Ratnam was included by the Board of Revenue in the approved list of Tahsildars in its reference D. 4372/47-5, dated 25.2.1948. For the reason that serious charges of corruption against him were then pending enquiry before the Tribunal for Disciplinary Proceedings the Collector of Bellary suspended his probation in the category of Tahsildar. Under Rule 9(a) of the M.R.S.S. Rules, in his proceedings No. D.Dis. A4. 8364/49 dated 22.7.1949. In his petitions read above Sri A.V. Ratnam has requested his re-appointment to the category of Tahsildars. The attention of the Board of Revenue is invited in this connection to the orders contained in G.O.Ms. 2715 Rev. dated 10.10;50. honourably acquitting Sri A.V. Ratnam of the charges of corruption framed against him. In view of these orders, the Govt. consider that Sri A.V. Ratnam should be re-appointed as a Tahsildar. The Board of Revenue is requested to instruct the Collector of Bellary accordingly.

2- The petitioner is referred to the Board of Revenue for orders in his petitions read above.

S.K. Chettur,
Secretary to Government.

To the Board of Revenue (with per list retd.)
To Sri A.V. Rathnam through the Board of Revenue.

(True copy)

kd. 26.6.

Revenue Department

Public Servants - (Bellary) - Sri A.V. Ratnam - Deputy Tahsildar - Suspension of probation in the category of Tahsildars - Petition.

From Sri A.V. Ratnam, petition dated 26.10.49.
From the Board of Revenue, Ref. D. 9795/49-2, dated 1.12.49.

To A.S.

Please see the petition of Sri A.V. Ratnam, Deputy Tahsildar Bellary District at paged 3 cf and the Bd 's ref at pp 1-2cf.

2. The petitioner is a permanent Deputy Tahsildar in the Bellary dist. His name was included in the list of Tahrs. for that dist for 1947 in G.O.No. 1981 Rev. dated 21.8.47. He was appointed as Tahr. on probation on 17.9.48, but he was reverted on 27.10.48 for want of a vacancy. His petition to Govt. to fix his seniority with effect from 15.4.44 was rejected in G.O.No. 167 Rev. dated 19.1.49 when t e spl. officer for T.B. Prbject requested the Collr. to allot a candidate for appointment, as spl. Tahr for localisation work, the Codlr, did not choose the petitioner for that post eventhough he was senior most in the list awaiting reapnt. as Tahr as an enquiry was pending against the petitioner before the chairman, Tribunal for Disc. Proc. In order to by pass the case of Sri A.V. Ratnam and th appoint his junior to the post, the Collr. passed orders on 22.7.49 suspending the probation of the petitioner in the category of Tahrs under rule 9 (a) of the Spl. Rules for the M.R.S.S. vide copy of the order at page 5 cf. Against the orders of the Collr, the petitioner appealed to the Bd. The Bd. hold that the matter was serious, and that till the enquiry was completed, it was inadvisable to set aside the Collr's orders. The appeal petition was accordingly rejected in B.P. 5399 dated 27.9.49. The petitioner has now come upto the Govt. requesting to set aside the Collector's orders and to post him as a Tahr. immediately.

3. No appeal lies to the Govt in the matter. It is observed that the charges against the petitioner relate to certain allegations of co ruption and the Tribunal has not yet forwarded its report to the Govt. In the circumstances, no interference seems called for in the matter. It is for orders whether the petition will be rejected.

There are no founds for interference. The petition may be rejected.

V.S.
3.1.50.

H.M.(L.R.).

Await Tribunal's report.

xxx
6.1.50.

To A.S.

Please see the minutes of H.M.(L.R.) above.

2. The Tribunal's report may be awaited. This may be over till 1.3.50.

(The Tribunal has not yet taken up the leaving of the case. It may take time for its eport to be read and for the Govt to pass orders thereon. But there is no objection to the file lying over until then)

V.S.
12.1.50.

(contd.)

To A.S.

Please see the notes of the orders on pp 1-3 above.

2. The Tribunal's report has since been received and a copy of it is put up at (x) The Tribunal has recommended that Sri A.V. Ratnam may be warned vide X at p 11 of (X). The Tribunal's report is being sent to Bd. of Rev for remarks with reference to G.O.No. 329 P.S. dated 23.1.50 and on receipt thereof the matters has to be examined by Govt. and suitable orders passed thereon.

3. The case may be circulated for orders whether the petition may be rejected or whether this be ov r until Govt. pass final ord rs are the Tribunal's report.

XXX
13.3.50.

H.M.(L.R.)

To M.S.

Notes from page 1 ante may be perused.

2. The file is lying over pending decision on the Tribunal's report on the enquiry relating to the corduct of Sri A.V. Ratnam. The report has been sent to the Bdl for its remarks. The Bd's remarks have not yet beenrecd. (H.M. (Proh) and H.C.M. have remarked that promotion should not be withheld simply because enquiry is pending. As the enquiry is over in this case and the ~~punishment~~ punishment suggested is only warning it is for orders whether the Collr. may be asked to re-appoint the petitioner as a Tahr.

The Tribunal's report was forwarded to the Boardfor remarks on 11.3.50 o The Bd's remarks are expected shortly. Hence the Govt , may be in a better position to take further action within a few weeks, after coming to final conclusion. May its over till 15.6.50.

XXX
20.3.50.

XXX
29.3.50.

To A.S.

Notes from page 1 ante may be perused. The file relates to the suspension of probation of Sri A.V. Ratnam under rule 9(a) of the M.R.S.S. Rules in the category of Tahsildars.

2. Sri A.V. Ratnam was appointed as Tahsildar from 17.9.48 after the inclusion of his name in the approved list of Tahsildars in 1947. In Collector's D.Dis. 3532/49 (c) dated 29.6.48 he was declared to have commenced his probation from 20.9.48. When a vacancy arose subsequently for appointment of a special Tahsildar for localisation work the Collector did not

(contd.)

choose Sri A.V. Ratnam for the post though he was the senior most in the list but appointed Sri M. Rama Rao, his junior as an enquiry on certain allegations of corruption against Sri Ratnam was pending before the Tribunal. In order to by pass Sri A.V. Ratnam the Collector pa sed orders of suspension of probation of Sri A.V. Ratnam in the category of Tahsildars under Rule 9(a) of M.R.S.S. Rules. The reasons for this was embodied in the Collector's suspension order and it was stated that Sri A.V. Ratnam was not suitable for appointment as Tahsildar until the charges pebding against him (being dealt with in the top file) as were cleared Sri A.V. Ratnam appealed to the Board against the Collector's orders but the Board rejected the petition. The petitioner has come up to Govt for setting aside the Collector's orders and requesting a posting s Tahsildar. Orders on the petition are awaiting the examination of the Tribunal's report.

3. In the top file dealing with the Tribunal's report above of Sri A.V. Ratnam the Board of Revenue has since submitted its remarks and has recommended that Sri A.V. Ratnam may be honourably acquitted. It is proposed to take orde s in circulation in the matter in order to arrive at provisional conclusions as regard to the penalty to be imposed if any. The Tribunal recommended a arning to Sri A.V. Ratnam. The Board of Revenue is of opinion that the officer should be honourably acquitted. The maximum punishment that may perhaps be imposed in this case, may be a warning. A provisional conclusion in this matter will be arrived at in a fortnight. Further action in this file may be after provisional conclusion is reached. For orders.

Please see 'A' above. Warning is NOT a statutory punishment. However a decision on the file may wait provisional conclusion.

xx
14.7.50

S.K.C.
15.7.50.

To U.S.

Please see notes from page 5 ante and the orders above. The file deels with the petition of Sri A.V. Ratnam whose probation in the category of Tahsildars was suspended by the Collector of Bellary in his proceedings No. D.Dis. A.4/8354/49 dated 22.7.49, requesting that he may be given an immediate posting as a tahsildar. The suspension of probation was ordered on the ground that certain charges of corruption were pending enquiry against him. Action on Sri A.V. Ratnam's request was made to lie over till Goct. arrived at a provisional conclusion on the punishment if any, that had to be awarded to him, please see the orders at x page 6 ante. It has since been ordered in circulation in the top file that Sri A.V. Ratnam should be honourably acquitted. As this amounts to a deviation from the recommendation of the Tribunal which had recommended that he might be "Worned", it has been proposed in the top file to consult the Tribunal on the proposed deviation with reference to rule of 9 of the Madras Civil Services (D.P.T) ules. In view of the provisional conclusion already reached as at x above it is for orders whether the Collector of Bellary may be asked to re-appoint Sri A.V. Ratnam as Tahsildar. Pub(Ser.) may see before circulation.

xxx
14.8.50.

(contd.)

REVENUE DEPARTMENT

To U.S.

Please see the notes from page 1 ante and the orders above.

2. Sri A.V. Ratnam commenced probation in the category of Tahsildars on 20.9.48. His probation in the category of Tahsildars was suspended on 2[illegible].7.1949 under Rule 9(a) of the M.R.S. Rules. According to clause 9 (c) of this Rule, "a probationer reverted under sub-rule (a) may at the discreation of the appointing authority be re-appointed to the category at any time but he shall have no claim to be so re-appointed". This rule does not confer any statutory power on Government to order that, in cases of re-appointment of a probationer after a period of suspension of his probation, his probation shall commence only from the date of such a re-appointment. The rule has not taken away the right of such probationers, if and when they are so re-appointed, to count for probation their service from the original date of commencement of probation and to retain seniority with reference to the date of first appointment under rule 9 Sri A.V. Ratnam will entitled to retain his original date of commencement of probation namely 20.9.48, inspective of his re-appointment after suspension of probation. Under Rule 8 of the M.R.S.S. Rules a Tahsildar should be on probation for a period of 2 years within a continuous period of 3 years. As the period of suspension of probation of Sri Ratnam has already exceeded one year his service before his suspension will not full within a continuous period of 3 years and all this period will therefore be excluded for calculating the total period of two years. He will not therefore have the benefit of this service before suspension for completion of probation. But he is eligible to have his seniority fixed with reference to his date of first appointment. This privilege cannot it seems to taken away from him.

3. Under Article 309 of the Constitution of India the following rule has been introduced statutorily:-

"No rule made under Section 241(2)(b) of the Govt. of India Act 1935 and continued in force by Article 313 of the Constitution of India and no rule made under the proviso to Article 309 of the Constitution shall be construed to limit or abridge the power of the Governor to deal with the case of any person serving in a civil capacity under the Government of Madras in such manner as may appear to him to be just and equitable:

Provided that, where any such rule is applicable to any case of any person the case shall not be dealt with in any manner less favourable to him than that provided by that rule".

The effect of the above rule appears to be that while the Govt. have power to relax the provisions of any rule in favour of individuals in cases of pronounced hardship, no person should be more unfavourably treated than what he may be entitled to statutorily under a prescribed rule. If Sri A.V. Ratnam is made to re-commence his probation only from the date of his re-appointment as Tahsildar, thus forfeiting his normal right of seniority, it may mean that he is being treated more unfavourably than what Rule 9(a) of the Spl. Rules for the M.R.S.S. would statutorily entitle him to. Government would thus be violating the rule referred to at "A" on page 1 ante.

Contd..

In view of the position set out above, the file may be re-circulated for orders whether Sri A.V. Ratnam may be re-appointed without any specific direction that his probation should commence only from the date of such re-appointment. Public (Services) may see before the circulation.

xxx
20.9.50

S.K.C.
20.9.50.

Public (Services) Department

(Previous note of this department on pp. 7-8 ante.) The subsequent note of the Revenue Department and the orders in circulation thereon, and the further note of that department from 'XX' on p. 8 ante may be perused. No special remarks seems called for. The file may be returned to Revenue.

xxx
5.10.50.

xxx
5.10.50.

Revenue Department

To U.S.

Please see the notes from XX on p. 8 ante. Orders have since been passed in circulation that Sri A.V. Ratnam should be honourably acquitted of the Charge. The filemay be re-circulated for orders on A on p. 12 ante.

xxx
10.10.50

S.K.C.
10.10;50.

H.M.(L.R.) H.C.M.
12.10.50.

To U.S.

Please see the orders in circulation above. The file may now be recirculated to H.M.(L.R.) for perusal of H.C.M's orders

xxx
13.10.50

S.K.C.
14.10.50.

H.M.(L.R.) H.C.M.
16.10.50.

To U.S.

Please see the notes from page 8 ante and the orders above. A draft order is submitted for approval.

S.K.C.
21.10.50.

(True copy)

kd. 27.6.

Public (Services)Department.

The note of Revenue from 'AA' on p. 6 ante may be perused.

2. 'M' above :- In view of the fact that in the top file Tribunal has recommended only 'warning' which is not a statutoty p nalty, this department need not object to the proposal.

The file may be returned to Revenue..

xxx
22.8.50.

Revenue Department

To U.S.

The file relates to the request of Sri A.V. Ratnam Deputy Tahr. Bellary Dt. to give him an immediate appointment as a Tahsildar. Notes from p. 1 ante may be perused.

2. Sri A.V. Ratnam is a permanent Deputy Tahsildar, Bellary District. He was appointed as Tahsildar from 17.9.48 after the inclusion of his name in the approved list of Tahsilders in 1947. He was reverted on 27.10.49 for want of a vacancy. In collector's D.Dis. 3532/49(c), dated 29.6.1949 he was declared to have commenced his probation in the category of Tahsildar from 20.9.1948. When a vacancy arose subsequently for appointment of a Special Tahsildar for localisation work, the Collector did not choose Sri A.V. Ratnam for the post though he was the senior most in the list but appointed Sri M. Rama Rao, his junior as an enquiry an certain allegations of corruption against Sri Ratnam was pending before the Tribunal. In order to by-pass the claim of Sri A.V. Ratnamfor appointment as Tahsildar the Collector passed orders under ule 9 (a) of the Madras Revenue Subordinate Service Rules suspending his probation in the category of Tahsildars. The reason for this was embodied in the Collector's suspension order and it was stated that Sri A.V. Ratnam was not suitable for appointment as Tahsildar until the charges pending against him were cleared Sri A.V. Ratnam appealed to the Board against the Collector's orders but the Board rejected his request. The petitioner has come up to Govt. for setting aside the Collector's orders and requesting a pos ting as Tahsildar. A further representation recd. from Sri Ratnam is at p. 11 cf.

3. Action on Sri Ratnam's request was made to lie over til the Govt. arrived at a provisional conclusion on the punishment of anythat had to be imposed on him on certain allegations of corruption aga inst him. The Tribunal's eport on the allegations of corruption against Sri Ratnam is dealt with separately in botta file it has been ordered in circulation that Sri A.V. Ratnam may be honourably acquitted. The deviation from the recommendatio of the Tribunal has been referred to the Tribunal for its consent or remarks. Orders on Sri Ratnam's request for a posting as Tahsildar may be issued now. This Dept. proposed that Sri A.V. Ratnam may now be permitted to be reappointed as a Tahsildar. Public (Ser.) Dept. agree with this Dept. The file may be circulated to H.M.(L.R.) and H.C.M. for orders as to whether in the circumstances stated above, the Collector of Bellary may be asked to re-appoint Sri A.V. Ratnam as a Tahsildar.

xxx
31.8.50.

S.K.C.
5.9.50.

H.M. (L.R.
7.9.50

H.C.M.

He may be reappointed. But his probation will commence only from the date of this reappointment.

xxx
8.9.50.